

1 Timothy F. Winchester (SBN 54826)  
2 Neil H. Bui (SBN 215108)  
3 McInerney & Dillon, P.C.  
4 1999 Harrison Street, Suite 1700  
5 Oakland, California 94612-4700  
6 Telephone (510) 465-7100  
7 Facsimile (510) 465-8556  
8 Email: [tfw@mcinerney-dillon.com](mailto:tfw@mcinerney-dillon.com)  
9 [nhb@mcinerney-dillon.com](mailto:nhb@mcinerney-dillon.com)

10 Attorneys For Defendants LINDQUIST  
11 FAMILY LLC and ELSIE HELEN LINDQUIST

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO / OAKLAND DIVISION

CARPENTERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA; and BOARD OF TRUSTEES, CARPENTERS PENSION TRUST FUND FOR NORTHERN CALIFORNIA, Plaintiffs, v. LINDQUIST FAMILY LLC, MARK ALAN LINDQUIST and ELSIE HELEN LINDQUIST, Defendants.

) Case No. CV 13 1063 SC  
)

) **STIPULATION AND [PROPOSED] ORDER TO CONTINUE HEARING DATE AND BRIEFING SCHEDULE FOR PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT**  
)

) DATE: April 18, 2014  
TIME: 10:00 a.m.  
DEPT: Courtroom 1  
The Honorable Samuel Conti  
)

)

Pursuant to Local Rule 7-7, the Parties hereby stipulate to continue the hearing date for Plaintiffs' Motion For Summary Judgment from April 18, 2014, at 10:00 a.m., to May 23, 2014, at 10:00 a.m., or as soon thereafter as the Court can hear the motion.

As of the date of this Stipulation and [Proposed] Order, Defendants' Opposition has not been filed and is not yet due.

The Parties further stipulate and request that the Court continue the date for Opposition and Reply papers pursuant to the new hearing date.

1 Counsel for Defendants is currently preparing for a jury trial set to begin on April 21,  
2 2014. This preparation will include eight expert witness depositions and numerous percipient  
3 witness depositions, scheduled over the next three weeks. All Parties agree that this brief  
4 continuance will allow Defendants time to prepare a proper and efficient Opposition for the  
5 Court.

Dated: March 27, 2014

MCINERNEY & DILLON, PC

9 By /s/ Neil H. Bui  
10 Timothy F. Winchester  
11 Neil H. Bui  
12 Attorneys for Defendants  
LINDQUIST FAMILY LLC and  
ELSIE HELEN LINDQUIST

Dated: March 27, 2014

KRAW & KRAW LAW GROUP

16 By /s/ Donna L. Kirchner  
17 Donna L. Kirchner  
18 Attorneys for Plaintiffs  
19 CARPENTERS PENSION TRUST FUND FOR  
NORTHERN CALIFORNIA; and BOARD OF  
TRUSTEES, CARPENTERS PENSION TRUST  
FUND OF NORTHERN CALIFORNIA

21 || Dated: March 27, 2014

DHILLON & SMITH, LLP

23  
24  
25

20

1111

1 **ORDER**  
2

3 For GOOD CAUSE shown above, it is ORDERED, as follows:  
4

5 (1) The hearing date for Plaintiffs' Motion For Summary Judgment is continued to  
6 ~~May 23, 2014~~ May 30, 2014 ;  
7 (2) Any opposition papers shall be filed and served no later than May 9, 2014  
8 \_\_\_\_\_ ;  
9 (3) Any Reply papers shall be filed and served no later than May 16, 2014  
10 \_\_\_\_\_ .

11 DATED: 03/27/2014

